

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 7141

ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: BINDER

PROVIDED BY: CIVIL ADA ON BEHALF OF COUNCIL

INTRODUCED BY: MR. LORINO

SECONDED BY: MR. TOLEDANO

ON THE 3RD DAY OF NOVEMBER, 2022

ORDINANCE TO AMEND ST. TAMMANY PARISH CODE OF ORDINANCES,
PART II – LAND DEVELOPMENT CODE, CHAPTER 130 – UNIFIED
DEVELOPMENT CODE, ARTICLE II – ADMINISTRATION AND ENFORCEMENT,
DIVISION 1 – GENERALLY, SECTION 130-32 – BOARD OF ADJUSTMENTS, TO
PROVIDE PER DIEM COMPENSATION TO MEMBERS OF THE BOARD OF
ADJUSTMENT

WHEREAS, the St. Tammany Parish Board of Adjustment is created pursuant to St. Tammany Parish Code of Ordinances Sec. 130-32 in accordance with Act 518 of 1954 of the Louisiana State Legislature, and is charged with considering appeals and applications to vary the provisions of ordinances relating to the construction or alteration of buildings or structures where there are practical difficulties or unnecessary hardships in carrying out the strict letter of such ordinance; and

WHEREAS, the Board of Adjustment meets at least once a month to hear requests for variances and appeals in connection with their duties under Sec. 130-32; and

WHEREAS, in addition to attending monthly meetings, members of the Board of Adjustment also spend time reviewing the staff reports and related documents for the docketed cases and making site visits when necessary; and

WHEREAS, appointed members of the St. Tammany Planning and Zoning Commissions receive a per diem of \$50.00 per meeting for a maximum of 24 meetings per year; and

WHEREAS, it is believed that adequate funding for the per diem compensation can and should be allocated from fees collected by the Department of Planning from applications submitted for review by the Board of Adjustment; and

WHEREAS, the Board of Adjustment passed a resolution to support the introduction of an ordinance by the St. Tammany Parish Council to provide commensurate per diem compensation to members of the Board of Adjustment, including alternate members in attendance, in recognition of the time and personal expense incurred to carry out their duties as members of the Board.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that St. Tammany Parish Code of Ordinances, Part II – Land Development Code, Chapter, 130 – Unified Development Code, Article II – Administration and Enforcement, Division 1 – Generally, Section 130-32 – Board of Adjustment, be amended to add subsection (a)(9), to provide a per diem compensation for Board of Adjustment members as provided herein:

(a) *Creation of board.*

. . .

(9) Board of adjustment members, including alternate members, shall receive a per diem of \$50.00 for each meeting of the board attended, for a maximum of 24 meetings per year.

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: _____, SECONDED BY: _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 1ST DAY OF DECEMBER, 2022; AND BECOMES ORDINANCE COUNCIL SERIES NO. 22-____.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

KATRINA L. BUCKLEY, COUNCIL CLERK

MICHAEL B. COOPER, PARISH PRESIDENT

Published Introduction: OCTOBER 26, 2022

Published Adoption: _____, 2022

Delivered to Parish President: _____, 2022 at _____

Returned to Council Clerk: _____, 2022 at _____